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NOV 0 9 2007

PTO/SB/64 (11-07)
Approved for use through 11/30/2007, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it displays a Valid OMB control number

PETITION FOR REVIVAL OF AN APPLICATIO ABANDONED UNINTENTIONALLY UNDER 37	
First named inventor: Sujoy Kumar GUHA	
Application No.: 09/936,952	Art Unit: 1617
Filed: January 22, 2002	Examiner: WILLIAMS, Leonard M.
Title: AN IMPROVED REVERSIBLE CONTRACEPTIVE FOR MALE AND FEMALE	
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX (571) 273-8300	
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.	
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.	
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION	
NOTE: A grantable petition requires the following items: (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional.	
1.Petition fee X Small entity-fee \$ 770 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.	
Other than small entity – fee \$(37	CFR 1.17(m))
Reply and/or fee A. The reply and/or fee to the above-noted Office the form of Response/amendment.	e action in(identify type of reply):
has been filed previously on X is enclosed herewith.	, , , , , , , , , , , , , , , , , , ,
B. The issue fee and publication fee (if applicated has been paid previously on is enclosed herewith.	

[Page 1 of 2]

This collection of information is required by 37 CFR 1 137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, praparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case, any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Petent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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3. Terminal disclaimer with disclaimer fee		
Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.		
A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for other than a small entity) disclaiming the required period of ti	for a small entity or \$ me is enclosed herewith (see	
PTO/SB/63).		
4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the		
filing of a grantable petition under 37 CFR 1,137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the		
abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c),		
subsections (III)(C) and (D)).]		
WARNING: Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may		
l contribute to identify theft. Personal information such as social security numbers, bank account numbers, or credit card		
numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the		
USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them		
to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance		
of a patent. Furthermore, the record from an abandoned application may als referenced in a published application or an issued patent (see 37 CFR 1.14).	so be available to the public if the application is	
2038 submitted for payment purpages are not retained in the application file and	d therefore are not publicly available.	
1 11	November 9, 2007	
Signature	Date	
	45,918	
Loren K. Thompson, Ph.D. Typed or printed name	Registration Number, if applicable	
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	>	
Ladas and Parry LLP	(312) 427-1300	
Address	(312) 427-1300 Telephone Number	
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Address 224 S. Michigan Ave., Chicago, IL 60604 Address Enclosures: X Fee Payment X Reply Terminal Disclaimer Form Additional sheets containing statements establishing X Other: RCE CERTIFICATE OF MAILING OR TRANSMISS I hereby certify that this correspondence is being: Deposited with the United States Postal Service on the compostage as first class mail in an envelope addressed to: Patents, P. O. Box 1450, Alexandria, VA 22313-1450. X Transmitted by facsimile on the date shown below to the Office at (571) 273-8300. November 9, 2007 Date Loren K. Thom	g unintentional delay SION [37 CFR 1.8(a)] date shown below with sufficient Mail Stop Petition, Commissioner for United States Patent and Trademark	

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LADAS & PARRY LLP

DOCKET: CU-4256

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Sujov Kumar GUHA **GRP ART UNIT: 1617**

Serial No: 09/936,952 Ex.: WILLIAMS, Leonard M.

Filed: January 22, 2002

For: AN IMPROVED REVERSIBLE CONTRACEPTIVE FOR MALE AND FEMALE

Certification under 37 C.F.R. §1.8(b)

The USPTO Central Fax No. (571) 273-8300

Date of Fax Transmittal: November 9, 2007

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted to the United States Patent and Trademark Office to the fax number and on the

date indicated above.

STATEMENT ESTABLISHING UNINTENTIONAL DELAY

The above-identified application apparently went abandoned by failure to maintain pendency of the application.

On May 19, 2005, the USPTO imposed a final office action upon the above application which had a 3 month shortened statutory period for reply which was also extendible for another 3 months to November 19, 2005.

The Applicant subsequently filed a response on September 2005 along with a two month extension, but the USPTO lost this submittal.

The Applicant subsequently filed the response again on August 31, 2006 which was apparently accepted by the USPTO.

Beyond one year after this second submittal of this response to the after final office action, the USPTO has finally issued an advisory action on October 9, 2007.

The USPTO supervisor Mr. Sreeni Padmanabhan and the USPTO Examiner, Mr. Leonard Williams indicated that this application had clearly lapsed into abandonment because the statutory period had lapsed. However, the Supervisor and the Examiner acknowledge that the USPTO erred in not sending notice to the Applicant regarding this abandonment.

Even though the USPTO failed to notify the Applicant that the application had expired, the Applicant respectfully regrets not maintaining the application pendency during these extended time periods between responses.

Respectfully submitted,

November 9, 2007

Loren K. Thompson, Ph.D., Reg. No. 45,918

orén K. Thompson, Ph.D.

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